

ECF

U.S. District Court
United States District Court for the Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:07-cv-06665-HB

Atateks Foreign Trade, Ltd. et al v. Private Label Sourcing, LLC Date Filed: 07/24/2007
et al Jury Demand: None
Assigned to: Judge Harold Baer Nature of Suit: 190 Contract: Other
Cause: 28:1332 Diversity-Other Contract Jurisdiction: Diversity

Plaintiff

Atateks Foreign Trade, Ltd.

represented by Turner Pearce Smith
Curtis, Mallet-Prevost, Colt and Mosle
LLP
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New York, NY 10178
212-696-6000
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Jordan and Atateks Dis Ticaret A.S.

represented by Turner Pearce Smith
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Private Label Sourcing, LLC

represented by Andrew T. Miltenberg
Nesenoff & Miltenberg, L.L.P.
363 Seventh Avenue
New York, NY 10001
(212) 736-4500
LEAD ATTORNEY
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Philip Arwood Byler
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New York, NY 10001
212-736-4500

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Email: philb@optonline.net
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Defendant

Second Skin, LLC

represented by Andrew T. Miltenberg
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Philip Arwood Byler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Counter Claimant

Private Label Sourcing, LLC

represented by Andrew T. Miltenberg
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Philip Arwood Byler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Counter Claimant

Second Skin, LLC

represented by Andrew T. Miltenberg
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Philip Arwood Byler
(See above for address)
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V.

Counter Defendant

Atateks Foreign Trade, Ltd.

represented by Turner Pearce Smith
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Counter Defendant

Jordan and Atateks Dis Ticaret A.S.

represented by Turner Pearce Smith
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 LEAD ATTORNEY
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Date Filed	#	Docket Text
07/24/2007	<u>1</u>	COMPLAINT against Private Label Sourcing, LLC, Second Skin, LLC. (Filing Fee \$ 350.00, Receipt Number 622081) Document filed by Atateks Foreign Trade, Ltd., Jordan and Atateks Dis Ticaret A.S.(tro) (Entered: 07/26/2007)
07/24/2007		SUMMONS ISSUED as to Private Label Sourcing, LLC, Second Skin, LLC. (tro) (Entered: 07/26/2007)
07/24/2007		Magistrate Judge Debra C. Freeman is so designated. (tro) (Entered: 07/26/2007)
07/24/2007		Case Designated ECF. (tro) (Entered: 07/26/2007)
07/24/2007	<u>2</u>	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by Atateks Foreign Trade, Ltd., Jordan and Atateks Dis Ticaret A.S.(tro) (Entered: 07/26/2007)
08/14/2007	<u>3</u>	STIPULATION AND ORDER, Defendants hereby appear by Nesenoff & Miltenberg, LLP and waive and objections to personal jurisdiction; Defendants' time to answer or otherwise move with respect to the Complaint is extended to August 31, 2007; and For purposes of this stipulation, facsimile signatures shall be deemed as originals. The PTC will go forward as scheduled on Oct 4, 2007. Private Label Sourcing, LLC answer due 8/31/2007; Second Skin, LLC answer due 8/31/2007. SO ORDERED (Signed by Judge Harold Baer on 8/14/2007) (jmi) (Entered: 08/15/2007)
08/15/2007	<u>4</u>	AFFIDAVIT OF SERVICE of Summons and Complaint. Second Skin, LLC served on 8/3/2007, answer due 8/31/2007. Service was accepted by Donna Christie, Clerk, NYS Department of State. Document filed by Atateks Foreign Trade, Ltd.; Jordan and Atateks Dis Ticaret A.S.. (Smith, Turner) (Entered: 08/15/2007)
08/15/2007	<u>5</u>	AFFIDAVIT OF SERVICE of Summons and Complaint. Private Label Sourcing, LLC served on 8/1/2007, answer due 8/31/2007. Service was accepted by Mary Drummond, Managing Agent, Corporation Service Company, registered agent. Document filed by Private Label Sourcing, LLC. (Smith, Turner) (Entered: 08/15/2007)
08/22/2007	6	LETTER re: Letter addressed to Turner P. Smith from Linda Eckhouse, Judicial Assistant to Hon. Harold Baer, Jr. dated 8/8/07 re: There will be a Pre-Trial conference in this case at 2:45 p.m. on 10/4/07, in Room 2230. (jco) (Entered: 08/24/2007)
08/22/2007		Set Deadlines/Hearings: Pretrial Conference set for 10/4/2007 at 02:45 PM before Judge Harold Baer. (jco) (Entered: 08/24/2007)
09/04/2007	<u>7</u>	STIPULATION AND ORDER: It is hereby stipulated and agreed by and between the undersigned counsel for the parties herein as follows: 1) Defendants hereby

		appear by Nesenoff & Miltenberg, LLP. and waive any objections to personal jurisdiction; Defendants' time to answer or otherwise move with respect to the Complaint is extended to September 21, 2007; and 3)For purposes of this Stipulation, facsimile signatures shall be deemed as originals. (Signed by Judge Harold Baer on 9/3/07) (js) (Entered: 09/04/2007)
09/21/2007	<u>8</u>	ANSWER to Complaint., COUNTERCLAIM against all plaintiffs. Document filed by Private Label Sourcing, LLC, Second Skin, LLC.(Byler, Philip) (Entered: 09/21/2007)
09/21/2007	<u>9</u>	MOTION to Dismiss Defendant Second Skin, LLC. Document filed by Private Label Sourcing, LLC, Second Skin, LLC.(Byler, Philip) (Entered: 09/21/2007)
09/21/2007	<u>10</u>	DECLARATION of Andrew T. Miltenberg in Support re: <u>9</u> MOTION to Dismiss Defendant Second Skin, LLC.. Document filed by Private Label Sourcing, LLC, Second Skin, LLC. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Byler, Philip) (Entered: 09/21/2007)
09/21/2007	<u>11</u>	MONTHLY MEMORANDUM OF LAW in Support re: <u>9</u> MOTION to Dismiss Defendant Second Skin, LLC.. Document filed by Private Label Sourcing, LLC, Second Skin, LLC. (Byler, Philip) (Entered: 09/21/2007)
09/24/2007	<u>12</u>	AFFIDAVIT OF SERVICE of Answer and Counterclaim served on Turner P. Smith, Esq. on September 21, 2007. Service was accepted by C. Saavedra. Document filed by Private Label Sourcing, LLC, Second Skin, LLC. (Byler, Philip) (Entered: 09/24/2007)
09/24/2007	<u>13</u>	AFFIDAVIT OF SERVICE of Memorandum of Law in Support of Motion to Dismiss Defendant Second Skin, LLC served on Turner P. Smith, Esq. on September 21, 2007. Service was accepted by C. Saavedra. Document filed by Private Label Sourcing, LLC, Second Skin, LLC. (Byler, Philip) (Entered: 09/24/2007)
09/24/2007	<u>14</u>	AFFIDAVIT OF SERVICE of Notice of Motion with Supporting Declaration and Exhibits served on Turner P. Smith, Esq. on September 21, 2007. Service was accepted by C. Saavedra. Document filed by Private Label Sourcing, LLC, Second Skin, LLC. (Byler, Philip) (Entered: 09/24/2007)
10/04/2007	<u>15</u>	ANSWER to Counterclaim. Document filed by Atateks Foreign Trade, Ltd., Jordan and Atateks Dis Ticaret A.S..(Smith, Turner) (Entered: 10/04/2007)
10/05/2007	<u>16</u>	PRETRIAL SCHEDULING ORDER: Joinder of Parties due by 12/1/2007. Motions due by 5/1/2008. Discovery due by 3/15/2007. joint Pretrial Order due by 7/1/2008. So Ordered. (Signed by Judge Harold Baer on 10/4/07) (js) (Entered: 10/05/2007)

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